NOV 2 1 2005

PTO/SE/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 10/800.161 Filing Date TRANSMITTAL March 12, 2004 First Named Inventor **FORM** Cade, et al. Art Unit 1638 **Examiner Name** TBD (to be used for all correspondence after initial filing) **Attorney Docket Number** 31089 USCIP Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form **Appeal Communication to Board** Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please identify Terminal Disclaimer below): **Extension of Time Request** Return Postcard Request for Refund **Express Abandonment Request** Status inquiry - 2 pages CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Syngenta Biglechnglogy, Inc Signature Printed name Michael E. Yates Date Reg. No. November 18, 2005 36.063 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Laneisha C. Hay Typed or printed name

Date November 18, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Laneisha C. Hayes

Type or print name

Signature Co. Streeter

November 18, 2005

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Cade,, et al.

Serial Number: 10/800,161

Filed: March 12, 2004

For: Inducible Promoters

Art Unit: 1638

Confirmation No.: 9021

Attorney Docket: 31089USCIP

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATUS INQUIRY

- 1. More than twelve months have passed since the filing of this application on March 12, 2004. No communication has been received from the Patent and Trademark Office indicating action on this application.
- 2. Kindly advise the undersigned of the present status of this application, by checking the appropriate box on the next page and returning it to the undersigned by fascimile at (919)-541-8689.

Date: November 18, 2005

Michael E. Yates

Attorney for Applicants Registration No. 36,063

Customer No. 22847

STATUS INQUIRY REPLY

APPLICATION NO. 10/800,161 IS CURRENTLY

[] ACTION BY THE EXA	AMINER.
[] APPLICANT'S RESPO MAILED	NSE TO THE OFFICE ACTION